

Message Text

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PAGE 01 USUN N 05069 150321Z

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ACTION IO-10

INFO OCT-01 ISO-00 AF-04 ARA-06 EA-06 EUR-12 NEA-06 RSC-01

SSO-00 NSCE-00 USIE-00 INRE-00 CIAE-00 DODE-00 PM-03

H-01 INR-05 L-02 NSAE-00 NSC-05 PA-01 PRS-01 SP-02

SS-15 /081 W

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O 150215Z NOV 74

FM USMISSION USUN NEWYORK

TO SECSTATE WASHDC IMMEDIATE 7473

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E.O. 11652: N/A

TAGS: EFIN, UNGA, ECOSOC

SUBJ: INTERSESSIONAL COMMITTEE ON TRANSNATIONAL

CORPORATIONS (TNCS)

1. IN FINAL GENERAL DEBATE SESSION OF SPECIAL INTERSESSIONAL COMMITTEE THURSDAY, NOVEMBER 14 AM, ALL SPEAKERS INDICATED SUPPORT FOR COMMISSION COMPOSED OF GOVERNMENTAL REPS WITH SOME MEANS FOUND TO PERMIT PARTICIPATION OF NON-GOVERNMENTAL REPS FROM GROUPS CONCERNED WITH TRANSNATIONAL CORPORATIONS. GENERAL SUPPORT WAS EXPRESSED FOR HAVING INFORMATIONAL RESEARCH CENTER FUNCTION ALONG LINES SUGGESTED IN SYG'S REPORT OF JUNE 14, 1974 (E/5500). UNDER SYG DESEYNES MADE CLEAR THAT AS FAR AS PROGRAM OF TECHNICAL COOPERATION WAS CONCERNED SECRETARIAT RECOGNIZED DANGERS THAT WOULD BE INVOLVED IN HAVING UN AGENCIES PARTICIPATE DIRECTLY IN NEGOTIATIONS BETWEEN GOVERNMENTS AND ENTERPRISES. HE SAID THAT WHILE SOME EMINENT PERSONS GROUP HAD FAVORED SUCH A ROLE FOR THE UN, SECRETARIAT DID NOT.

2. MAIN NEW DEVELOPMENT WAS BRAZILIAN REQUEST TO PUT OFF DECISION ON ESTABLISHING PERMANENT MACHINERY BEYOND THIS LIMITED OFFICIAL USE

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PAGE 02 USUN N 05069 150321Z

WEEK IN ORDER TO HAVE WHAT HE TERMED "A FULL DEBATE ON THE

ISSUES." BRAZILIANS AND OTHER LATINS WERE REPORTEDLY VERY CONCERNED ABOUT PARAS 1B AND D OF YUGOSLAV DRAFT WHICH THEY FELT REPRESENTED INFRINGEMENT OF THEIR SOVEREIGNTY.

3. G-77 WAS, HOWEVER, FINALLY ABLE TO AGREE ON TEXT OF A DRAFT WHICH WILL BE FORMALLY PRESENTED AT FRIDAY A.M. SESSION. ACCORDING TO VENEZUELAN DEL, DRAFT, WHICH WE HAVE NOT SEE, WILL CONTAIN FOLLOWING MAJOR CHANGES FROM ORIGINAL YUGOSLAV DRAFT, TEXT OF WHICH IS CONTAINED IN USUN 5014 (PARA REFER TO THOSE IN YUGOSLAV DRAFT).

PARA 1(A): COMMISSION SHALL BE COMPOSED OF GOVERNMENTAL EXPERTS OF MEMBER STATES OF UN ONLY (THUS EXCLUDING SWITZERLAND) ELECTED BY ECOSOC ON A BROAD AND FAIR GEOGRAPHIC BASIS.

PARA 1(B): COMMISSION SHALL HAVE BALANCED REPRESENTATION REFLECTING THE VARIOUS FIELDS OF ACTIVITY OF THE COMMISSION AND TO THIS END THE PRESIDENT OF ECOSOC SHALL CONSULT WITH GOVERNMENTS BEFORE THE REPRESENTATIVE EXPERTS ARE APPOINTED BY GOVERNMENTS.

PARA 1(D): IS DELETED.

PARA 1(E): THE COMMISSION WILL NOMINATE PANEL OF PERSONS SERVING IN THE PRIVATE CAPACITY AS THE COMMISSION DEEMS NECESSARY.

PARA 7(D): ALL EXAMPLES OF CASE STUDIES EXCEPT REPEAT EXCDPT ITEM 7DV ON THE ALLGED INTERFERENCE OF TRANSNATIONAL CORPORATIONS IN THE INTERNAL AFFAIRS OF HOST COUNTRIES, PARTICULARLY HOST DEVELOPING COUNTRIES, ARE DELETED.

4. WE SEE FOLLOWING MAJOR PROBLEMS WITH TEXT OF G-77 DRAFT ON THE BASIS OF OUR PRESENT UNDERSTANDING OF ITS CONTENT:

(A) ELECTION OF MEMBER STATES ON GEOGRAPHIC BASIS ONLY LIKELY TO RESULT IN INSUFFICIENT NUMBER OF HOME COUNTRIES;

(B) BALANCING REPRESENTATION ON COMMISSION TO REFLECT ACTIVITIES RELATED TO COMMISSION'S WORK RATHER THAN LIMITED OFFICIAL USE

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PAGE 03 USUN N 05069 150321Z

ACTIVITIES OF TO TRANSNATIONAL COMPANIES IS LIKELY TO RESULT IN REPRESENTATIVES WHO HAVE INSUFFICIENT FAMILIARITY WITH TRANSNATIONAL COMPANIES.

(C) HAVING A PANEL OF PRIVATE EXPERTS CHOSEN BY COMMISSION AS IT SEES FIT WOULD LIKELY REDUCE THE ROLE SUCH PERSONS CAN PLAY IN COMMISSION'S WORK. BRITISH ARE PARTICULARLY UPSET ABOUT THIS POINT AND WE EXPECT U.S. BUSINESS COMMUNITY AND ORGANIZED LABOR WOULD BE ALSO.

(D) FOCUSING CASE STUDIES SOLEY ON EXAMPLES OF ALLEGED
INTERFERENCE OF TRANSNATIONALS GIVES WORK PROGRAM A
DECIDELY NEGATIVE SLANT.

5. REQUEST DEPARTMENT GUIDANCE BY IMMEDIATE CABLE.
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Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: COMMITTEE MEETINGS, MULTINATIONAL CORPORATIONS
Control Number: n/a
Copy: SINGLE
Draft Date: 15 NOV 1974
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: cunninfx
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1974USUNN05069
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Film Number: D740329-0760
From: USUN NEW YORK
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1974/newtext/t19741137/aaaabfit.tel
Line Count: 121
Locator: TEXT ON-LINE, ON MICROFILM
Office: ACTION IO
Original Classification: LIMITED OFFICIAL USE
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 3
Previous Channel Indicators:
Previous Classification: LIMITED OFFICIAL USE
Previous Handling Restrictions: n/a
Reference: n/a
Review Action: RELEASED, APPROVED
Review Authority: cunninfx
Review Comment: n/a
Review Content Flags:
Review Date: 03 JUL 2002
Review Event:
Review Exemptions: n/a
Review History: RELEASED <03 JUL 2002 by boyleja>; APPROVED <20 MAR 2003 by cunninfx>
Review Markings:

Declassified/Released
US Department of State
EO Systematic Review
30 JUN 2005

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: INTERSESSIONAL COMMITTEE ON TRANSNATIONAL CORPORATIONS (TNCS)
TAGS: EFIN, UNGA, ECOSOC
To: STATE
Type: TE
Markings: Declassified/Released US Department of State EO Systematic Review 30 JUN 2005